

ESTTA Tracking number: **ESTTA230283**

Filing date: **08/13/2008**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91171046
Party	Plaintiff Gailoyd Enterprises Corp.Gailoyd Enterprises Corp.
Correspondence Address	Richard P. Stitt Shughart Thomson Kilroy, P.C. 120 West 12th Street Suite 1800 Kansas City, MO 64502 UNITED STATES rstitt@stklaw.com
Submission	Motion to Dismiss - Rule 12(b)
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Attachments	Gailoyd.Notice of Dismissal With Prejudice.pdf (2 pages)(26963 bytes)

***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD***

In re Application Serial No. 78/605,154
For the mark: POWER AND LIGHT CONDOS
Published in the Official Gazette: February 7, 2006 at TM 775

Kansas City Live, LLC)	
)	
Opposer)	Opposition No. 91169646
)	Opposition No. 91171046
v.)	
)	
Gailoyd Enterprises Corp.)	
)	
Applicant)	

NOTICE OF DISMISSAL WITH PREJUDICE

Plaintiff, Gailoyd Enterprises Corp., by and through its counsel of record, and pursuant to F.R.C.P. Rule 41(a)(q), hereby stipulate and agree that Plaintiff's Petition be dismissed with Prejudice, and set forth as follows:

1. On March 9, 2006, Kansas City Live, LLC filed its Opposition No. 91169646. Kansas City Live, LLC filed on July 30, 2008, its Withdrawal of Opposition.
2. On May 23, 2006, Applicant, Gailoyd Enterprises Corp., filed its Opposition No. 91171046. This case, Opposition No. 91171046, was consolidated with Opposition No. 91169646 on July 5, 2006.
3. Applicant, Gailoyd Enterprises Corp., filed suit on June 6, 2006 in the United States District Court for the Western District of Missouri and was assigned Civil Case Number 06-0455-CV-W-DW. This matter was Dismissed With Prejudice on June 28, 2007.

4. As a result of the parties Settlement Agreement dated April 13, 2007, Applicant Gailoyd Enterprises Corp., hereby dismisses with prejudice its Opposition No. 91171046.

Respectfully submitted,

By: Shughart, Thomson & Kilroy, P.C.

Dated: August 13, 2008.

By: /s/ Richard P. Stitt
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ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 13th day of August, 2008, a copy of the foregoing document was served via E-mail and through U.S. Mail to:

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